



6/29/21 BOS Open Forum - public comments

1 message

Melody Lane <melody.lane@reagan.com>

Tue, Jun 29, 2021 at 3:00 PM

To: edc.cob@edcgov.us, todd.white@edcgov.us, george.turnboo@edcgov.us
Cc: wendy.thomas@edcgov.us, john.hidahl@edcgov.us, lori.parlin@edcgov.us, sue.novasel@edcgov.us, andrew.nevis@waterboards.ca.gov, ana.melendez@waterboards.ca.gov, Frank Bigelow <Frank.Bigelow@asm.ca.gov>, "Masingale, Katie" <Katie.Masingale@asm.ca.gov>, joseph.carruesco@edcgov.us, bosfive@edcgov.us, bosfour <bosfour@edcgov.us>, bosone@edcgov.us, bosthree@edcgov.us, bostwo@edcgov.us

Please ensure the entirety of this correspondence is entered into the public record.

Melody Lane

Founder – Compass2Truth

“Resistance to tyranny becomes the Christian and social duty of each individual...Continue steadfast and, with a proper sense of your dependence on God, nobly defend those rights which heaven gave, and no man ought to take from us.” ~ John Hancock ~

From: Melody Lane [mailto:melody.lane@reagan.com]

Sent: Sunday, June 20, 2021 9:07 PM

To: todd.white@edcgov.us; andrew.nevis@waterboards.ca.gov; george.turnboo@edcgov.us; lori.parlin@edcgov.us

Cc: wendy.thomas@edcgov.us; john.hidahl@edcgov.us; sue.novasel@edcgov.us; brenda@bbbs-edc.org; pastorsandy@parkcommunity.org; Masingale, Katie; Frank Bigelow; Sweeney, Trish; ana.melendez@waterboards.ca.gov; joseph.carruesco@edcgov.us; Richard Esposito; bosfive@edcgov.us; bosfour; bosone@edcgov.us; bosthree@edcgov.us; bostwo@edcgov.us

Subject: Todd White, George Turnboo and Lori Parlin at the 6/14 Taxpayers Association meeting

You are hereby reminded that any act by any public official that doesn't support and defend the Constitution, opposes and violates it.

Earlier this year Andy Nevis announced to the Taxpayers Association that in order to avoid violating the Brown Act, if a second Supervisor desired to participate in the Association meetings, then Secretary Todd White would be required to leave the room. However, during the June 14th meeting Todd remained present with Supervisors George Turnboo and Lori Parlin. The primary topic of the meeting focused on the implications of the sudden passing of surveyor Phil Mosbacher, however Andy abruptly adjourned the meeting several minutes early. It should be evident by now that the Taxpayers Association have no intention of abiding by federal, state and local laws, nor do they intend to ensure that that the “blessings of freedom are forever perpetuated” as stated within the Association Bylaws.

I'm entering into the public record an affidavit addressed to George Turnboo that contains the affidavit addressed to Todd White as **Exhibit A**. Notification of legal responsibility is the first essential of due process of law, and an un rebutted affidavit stands as truth in any court in America. I have been a member of the Taxpayers Association since 2008, however Secretary Todd White discriminately refuses to include me in the distribution of the Taxpayers monthly schedule of speakers, nor will Todd provide other documents which he is required *by law* to be made available for public inspection. The fact that Todd has referred to me, an evangelical senior citizen, as a "f***king bitch" speaks volumes about his moral turpitude and unsuitability to serve in public office. Furthermore, Todd and George have colluded with other public officials to deprive me of inherent First Amendment rights, thus they have violated their oaths of office:

*"The Oath of Office is a quid pro quo contract in which clerks, officials, or officers of the government pledge to perform (Support and uphold the United States and State Constitutions) in return for substance (wages, perks, benefits). Proponents are subjected to the penalties and remedies for Breach of Contract, **conspiracy** under Title 28 U.S.C., Title 18 Sections 241, and 242, **treason** under the Constitution at Article 3, Section 3, and intrinsic **fraud**..."*

Former Supervisor Jack Sweeney was the guest speaker at the June 14th Taxpayers meeting. Coincidentally, Jack hasn't attended a Taxpayers meeting ever since I exposed him for threatening me with "repercussions" involving Trish Sweeney's conflict of interest working for EDC Parks & Recreation and Assemblyman Frank Bigelow. Asm. Bigelow was also served with an affidavit which was entered into the public record during the 8/14/18 BOS meeting. The Assemblyman clearly appeared to understand his legal, moral and ethical responsibility to act upon the evidence of threats and corruption that we presented when he summoned his Chief of Staff, Katie Masingale, into the room and ordered her to **shut the door** while he gave her specific directions to assist us. Assemblyman Bigelow *voluntarily offered his political leverage* to persuade EDC officials to lawfully respond to CA Public Record Act requests for information. However, Bigelow betrayed the public trust and ultimately violated his oaths of office.

Andy Nevis is a representative of the State Water Resources Control Board whose un rebutted affidavit was entered into the public record during the 12/15/20 BOS meeting delineating violations of his oaths of office and collusion with other public officials in the deprivation of my rights as an American Citizen.

After repeatedly censoring me while addressing public officials during Taxpayers meetings, recently it was necessary to ask Andy if a lawsuit would be necessary to get him to do the right thing. The legal repercussions, which state in part:

*"Personal involvement in deprivation of constitutional rights is prerequisite to award of damages, but defendant may be personally involved in constitutional deprivation by direct participation, **failure to remedy wrongs after learning about it**, creation of a policy or custom under which unconstitutional practices occur or **gross negligence in managing subordinates who cause violation.**"*

I ask you the same question. Your silence is your consent and admission of guilt.

Madam Clerk: You will be receiving an documents to enter into the public record.





Melody Lane

Founder – Compass2Truth

“There is no difference between socialism and communism, except in the means of achieving the same ultimate end: communism proposes to enslave men by force, socialism by vote. It is merely the difference between murder and suicide.” ~ Ayn Rand ~

2 attachments



ML Affidavit_Turnboo.pdf
7829K



Sweeney Innuendos threat rebuttal 9-2-20.docx
17K

AFFIDAVIT/DECLARATION OF TRUTH

George Turnboo, District #2 Supervisor
El Dorado County Board of Supervisors
330 Fair Lane
Placerville, CA 95667

I, Melody Lane, the undersigned, make this Affidavit/Declaration of Truth of my own free will, and I hereby affirm, declare and swear, under my oath and under the pains and penalties of perjury under the laws of the United States of America and of this state, that I am of legal age and of sound mind and hereby attest that the statements, averments and information contained in this Affidavit/Declaration are true and correct to the best of my knowledge.

This Affidavit/Declaration of Truth is lawful notification to you, George Turnboo, and is hereby made and sent to you pursuant to the national Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX and X, and The Bill of Rights of the California Constitution, in particular, Article 1, Sections 1, 2, 3, 9, 10, 11, 21, 23 and Article 3, section 1, which requires your written rebuttal to me, in kind, specific to each and every point of the subject matter stated herein, within 15 days, via your own sworn and notarized affidavit, using true fact, valid law and evidence to support your rebuttal of the specific subject matter stated in this Affidavit/Declaration.

You are hereby noticed that your failure to respond, as stipulated, and rebut, with particularity and specificity, anything with which you disagree in this Affidavit/Declaration, is your lawful, legal and binding tacit agreement with and admission to the fact that everything in this Affidavit/Declaration is true, correct, legal, lawful, and fully binding upon you in any court in America, without your protest or objection and that of those who represent you. Your silence is your acquiescence. See: *Connally v. General Construction Co.*, 269 U.S. 385, 391. Notification of legal responsibility is "the first essential of due process of law." See also: *U.S. v. Tweel*, 550 F. 2d. 297. "*Silence can only be equated with fraud where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading.*"

Since America and California are both Constitutional Republics, not democracies, they are required to operate under the Rule of Law, and not the rule of man. The Supreme Law and superseding authority in this nation is the national Constitution, as declared in Article VI of that document. In Article IV, Section 4 of that Constitution, every state is guaranteed a republican form of government. Any "laws", rules, regulations, codes and policies which conflict with, contradict, oppose and violate the national and state Constitutions are null and void, *ab initio*. (Refer also to *Marbury v. Madison* - "*The Constitution of these United States is the supreme law of the land. Any law that is repugnant to the Constitution is null and void of law.*")

We live in the United States of America, a country where the highest of public officials are held answerable to the law, even when they find it to be inconvenient to their own personal objectives, policy or practice. It is a fact that your oath requires you to support the national and state Constitutions and the rights of the people secured therein.

Any act committed by you, George Turnboo, acting as District #2 Supervisor, either supports and upholds the Constitutions, national, and state, or opposes, and violates them. Your oath of office requires you to support and uphold the national and state Constitutions, and therefore you are constitutionally mandated to abide by that oath in the performance of your official duties. You have no Constitutional authority, or any other form of valid, lawful authority, to oppose and violate the very documents to which you swore or affirmed your oath and under which you were delegated by the people the limited authority to conduct the duties of your office. These three above stated positions are true, factual, lawful and constitutionally ordained.

However, despite the above-stated factual, lawful positions, your unconstitutional actions, as described throughout this Affidavit/Declaration of Truth, clearly demonstrate how you, George Turnboo, have violated all of the above lawful positions, the Constitutions, your oath of office, acted against the public good by violating the public trust and committing sedition and insurrection. Pursuant to your unlawful and unconstitutional actions, you have invoked the self-executing Sections 3 & 4 of the 14th Amendment to the national Constitution, thereby have lawfully vacated your office and forfeited all benefits thereof, including salary and pension. Please note that, as stated above and below, if you fail to specifically rebut, in kind, any of the charges, claims and positions set forth in this Affidavit/Declaration, then, you tacitly admit to them, and these admissions will be lawfully used against you. The following paragraphs and others throughout this Affidavit/Declaration describe some of your unlawful, unconstitutional actions, which have harmed me:

CLAIMS AND AVERMENTS:

1. During the January 5, 2021 Board of Supervisors meeting you indicated that you had an open door policy and were willing to meet with any citizen. Therefore, on January 12th I emailed you about arranging a one hour coffee-klatch to discuss specific issues. Then on 22nd I received a phone message from one of your two admins. *“Hi Melody Lane. This is Mark Treat, one of George Turnboo’s assistants, Supervisor District 2. We were kind of looking to talk to you and have a meeting. You mentioned in an email that you wanted to get some coffee at Denny’s. George and I would like to sit down with you. We’re trying to figure out what time we could meet up this Thursday, that’s the day that I’ll be in the office. This is my personal work phone, so you can give me a call back any time and we’ll chat and schedule a meeting. Thank you very much and have a great day.”*

Mark Treat failed to specify the time we were to meet, so on January 25th and again on the 27th I emailed you requesting the courtesy of your response regarding the specific time of our meeting, adding that I would prepare an agenda to keep us on track. I never received the courtesy of a reply from you, or from either of your administrators Mark Treat and Todd White.

Then on Thursday, January 28th I emailed you that the First Amendment guarantees the people the right to petition government for redress of grievances. Your failure to follow through with my meeting request and your failure to respond to correspondence indicates you have something to hide, thus you committed your first violation of your oath of office. *See U.S. v. Tweel above.*

An American Citizen, such as I, can expect, and has the Right and duty to demand, that government officers uphold their oaths to the Constitution(s) and abide by all constitutionally imposed mandates of their oaths. This is an un-enumerated Right guaranteed in the Ninth Amendment, which I hereby claim and exercise. Since taking office in January you have refused to respond publicly to verbal inquiries, denied the public the right to pull an item from Consent for public dialog, and failed to respond to my requests for the purpose of resolving specific issues. The First Amendment guarantees the Right of free speech and the Right to petition government for **redress of grievances**, which, the oath taker, pursuant to his oath, is mandated to uphold. If he fails this requirement, then, he has violated two provisions of the First Amendment, the Public Trust and perjured his oath. By not responding and/or not rebutting, the oath taker denies the Citizen remedy, thus, denies the Citizen constitutional due process of law, as stated within the Bill of Rights. By your own actions, pursuant to your oath, you have violated these First Amendment guarantees.

2. There is no legitimate argument to support the claim that oath takers, such as you, are not required to respond to letters, emails or meeting requests, which, in this case, act as petitions for redress of grievances, stating complaints, charges and claims made against them by their constituents or by Citizens injured by their actions. When public officers harm the Citizens by their errant actions, as you have done, and then refuse to respond to or rebut petitions from Citizens, as you have also done, then those public officers are domestic enemies, acting in sedition and insurrection to the declared Law of the land and ***must be opposed, exposed and lawfully removed from office.***
3. You, George Turnboo, Acting as El Dorado County District #2 Supervisor, have direct responsibility to oversee your employee, Administrative Assistant Todd White. You have been made aware that Todd White acted in collusion with members of the Taxpayers Association and El Dorado County officials to deprive me of my Constitutional rights.

*“The Oath of Office is a quid pro quo contract in which clerks, officials, or officers of the government pledge to perform (Support and uphold the United States and State Constitutions) in return for substance (wages, perks, benefits). Proponents are subjected to the penalties and remedies for Breach of Contract, **conspiracy** under Title 28 U.S.C., Title 18 Sections 241, and 242, **treason** under the Constitution at Article 3, Section 3, and intrinsic **fraud**...”*

All actions by public employees, whether conducted in the performance of their official duties, or in their individual capacities, either support and defend the national and state Constitutions, or oppose and violate them. All public employees must demonstrate the highest standards of morality and ethics consistent with the requirements of their positions and consistent with the

law. Any enterprise undertaken by any public employee that tends to weaken public confidence and undermines the sense of security for individual rights is against public policy. Fraud, in its elementary common-law sense of **deceit**, is the simplest and clearest definition of that word. You are aware that Todd White conspired to commit fraud and defamation against me on numerous occasions, as specifically detailed in the Affidavit of Truth attached hereto, incorporated herein as if fully set forth in this Affidavit/Declaration, and marked **Exhibit A**.

By the aforementioned notification of legal responsibility, you were apprised that Todd White has violated all of the above lawful positions, the Constitutions, his oath of office, and acted against the public good by violating the public trust. In so doing, Mr. White perjured his oath by violating my constitutionally guaranteed Rights, particularly those secured in the Bill of Rights, including but not limited to my 1st Amendment Rights. By his unlawful actions, Todd White acted in sedition and insurrection against the Constitutions, both national and state, and in treason against the People, in the instant case, me. *See above USC Title 18, § 241- Conspiracy Against Rights.*

4. It is my duty to demand that you and other government officials uphold their oaths to the Constitution(s) and abide by all constitutionally-imposed mandates of their oaths. Any actions by a public officer, such as you, either uphold the Constitutions and rights secured therein, or oppose them. By your stepping outside of your delegated authority you lost any "perceived immunity" of your office and you can be sued for your wrongdoing against me, personally, privately, individually and in your professional capacity, as can all those having oversight responsibility for you, including any judges or prosecuting attorneys and public officers for that jurisdiction, if, once they are notified of your wrongdoing, they fail to take lawful actions to correct it, pursuant to their oaths and their duties.

Additionally, when you, George Turnboo, have knowledge of wrong doing, but fail to take remedial action against your employee, Todd White, then you become complicit and liable for aiding and abetting his retaliatory and unconstitutional actions against me. Furthermore, Todd has violated First Amendment guarantees, betrayed the Public Trust, and perjured his oaths of office. Thus you, George Turnboo, as an individual, can also be held personally accountable and liable for any and all harm you have inflicted upon me and my inherent, constitutionally secured rights by your failure to take remedial action, to wit:

*"Personal involvement in deprivation of constitutional rights is prerequisite to award of damages, but defendant may be personally involved in constitutional deprivation by direct participation, **failure to remedy wrongs after learning about it**, creation of a policy or custom under which unconstitutional practices occur or **gross negligence in managing subordinates who cause violation.**" (Gallegos v. Haggerty, N.D. of New York, 689 F. Supp. 93 (1988). [Emphasis added]*

*See also: TANZIN v. TANVIR (a) Stewart v. Dutra Constr. Co., 543 U. S. 481, 487 (2005). The phrase "persons acting under color of law" draws on one of the most well-known civil rights statutes: 42 U. S. C. §1983. That statute applies to "person[s] **under color of any statute,**" and this Court has long interpreted it to permit suits against*

officials in their individual capacities. See, e.g., Memphis Community School Dist. v. Stachura, 477 U. S. 299, 305–306, and n. 8 (1986). In 1871 Congress passed the precursor to §1983, imposing liability on any person who, under color of state law, deprived another of a constitutional right. 17 Stat. 13; see also Myers v. Anderson, 238 U. S. 368, 379, 383 (1915); See: Procnier v. Navarette, 434 U. S. 555, 561–562 (1978); Siegert v. Gilley, 500 U. S. 226, 231 (1991) [Emphasis added]

5. You were apprised that during the December 14, 2020 Taxpayers Association Zoom meeting that Andy Nevis announced he would be conducting a “secret ballot meeting” on Saturday, January 9, 2021, at an “undisclosed location” with Directors of the Taxpayers Association. The implied purpose of this meeting was to take “disciplinary action against Melody Lane” stemming from an incident during the November 5, 2020 Taxpayers meeting when Sheriff D’Agostini was the guest speaker. Andy made his announcement in the presence of Todd White who is the Secretary of the Association. Supervisors Lori Parlin and John Hidahl, and Tax Assessor Karl Weiland also participated virtually in the December 14th meeting. It has been clearly established that I have done absolutely nothing to merit the defamation and discriminatory actions against by members of the Association. Furthermore, your newly hired District #2 Administrative Assistant, Todd White, participated in the illicit January 9th tribunal held at Ponderosa High School. In so doing, Todd White egregiously harmed me by conspiring with county officials, and other members of the Taxpayers Association, to defame my good name, suppress my inherent right of free speech, preventing my access to government officials, and depriving me of information or services necessary to assist my efforts for redress of grievances—all lawful actions on my part that fall under the protections of the First Amendment. See *Miller v. U.S.*, 230 F.2d. 486,489 “*The claim and exercise of a Constitutional right cannot be converted into a crime.*” See also USC 18 § 241 and USC 18 § 242, respectively, *Conspiracy Against Rights and Deprivation of Rights Under Color of Law*.
6. During the February 23, 2021 Open Forum portion of the Board of Supervisors meeting, I apprised you, George Turnboo, and the other El Dorado Supervisors of Todd White’s discriminatory and vulgar conduct. One of the Objects of the Taxpayers Association states: *The Association shall monitor and be involved in the process of governance to help insure that the blessings of freedom shall be forever perpetuated.* You are cognizant of my active involvement in Capitol ministries, and that my family members are the founders of the largest non-denominational church in America, Calvary Chapel. On one occasion during a Taxpayers Association meeting which I personally audio recorded, Todd called me a “f***ing bitch.” Then on another occasion Todd turned to other members of the Association and audibly stated, “*Don’t pay any attention to her. Just ignore her.*” During the last election cycle Todd claimed to be a deacon of his church. Since then Todd procured a position working as one of your Administrative Assistants. As a Supervisor and pastor of your church, it should be apparent that Mr. White’s discriminatory and vulgar conduct against me, a law-abiding evangelical senior citizen, is against all biblical precepts and public policy.

Because of the breadth of federal anticorruption law, the **Institute for Local Government Public Service Ethics** strictly warns to avoid any temptation to walk closely to the line that divides legal from illegal conduct under state law, as well as retaliating against those who whistle-blow. Any deceptive, obstructive enterprise undertaken by any public servant, such as

you, that tends to weaken public confidence and undermines the sense of security for individual rights, is against public policy and against the Supreme Law of the land and all other laws which comply with the national Constitution. Fraud, in its elementary common-law sense of **deceit**, is the simplest and clearest definition of that word [483 U.S. 372] in the statute. *See United States v. Dial, 757 F.2d 163, 168 (7th Cir. 1985), supra, - Any enterprise undertaken by the public official who tends to weaken public confidence and undermine the sense of security for individual rights is against public policy. See also: USC Title 18, § 2071 – Concealment, removal, or mutilation generally.*

7. Whenever constitutional violations are committed by public servants, such as you, there are constitutional remedies available to the people. Such remedies make those who violate their oaths, such as you have done, accountable and liable for their unconstitutional actions conducted in perjury of their oaths. When public servants, such as you, take oaths, yet are ignorant of the constitutional positions and mandates to which they are bound by their oaths, and then fail to abide by them in the performance of their official duties, this suggests that they may have had no intention of ever honoring their oaths, and their signatures upon the oath documents constitute fraud. Fraud vitiates any action.

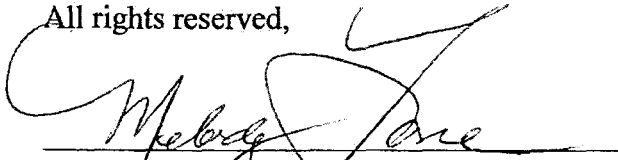
By your actions and in some cases, inaction, it is clear that you have violated on numerous occasions each and every one of the above provisions and in so doing, deprived me of my rights secured in the First Amendment, violated due process of law, defied the Constitutions, thereby perjured your oaths and invoked the self-executing Sections 3 & 4 of the 14th Amendment.

8. As herein described, by your actions you perjured your oaths, and your unlawful actions render you a renegade, with no protection or “immunity” of your office, thus you, as an individual, will be held personally accountable and liable for any and all harm you have inflicted upon me and my inherent, constitutionally secured rights. You acted in sedition and insurrection against the Constitutions, both national and state, and in treason against the People, in the instant case, me. By violating and perjuring your sworn oaths, you invoked the referenced Sections 3 & 4 of the 14th Amendment. *See: U.S. v. Guest, Ga. 1966, 86 S.Ct. 1170, 383 U.S. 745, 16 L.Ed 239.*

Lawful notification has been provided to you stating that if you, George Turnboo, do not rebut the statements, charges and averments made in this Affidavit/Declaration, then, you tacitly agree with and admit to them. Pursuant to that lawful notification, if you disagree with anything stated under oath in this Affidavit/Declaration of Truth, then rebut to me that with which you disagree, with particularity, within fifteen (15) days of receipt thereof, by means of **your own written, notarized affidavit of truth, based on specific, true, relevant fact and valid law to support your disagreement**, attesting to your rebuttal and supportive positions, as valid and lawful, under the pains and penalties of perjury under the laws of the United States of America and this state of California. An un-rebutted affidavit stands as truth and fact before any court. Your failure to respond, as stipulated, is your tacit agreement with and admission to the fact that everything in this Affidavit/Declaration of Truth is true, correct, legal, lawful, and is your irrevocable admission attesting to this, fully binding upon you in any court of law in America, without your protest, objection and that of those who represent you.

Affiant further sayeth naught.

All rights reserved,



Melody Lane, Affiant/Declarant
Founder, Compass2Truth
P.O. Box 598
Coloma, CA 95613

5/27/21
Date

Attachment: Exhibit A - Affidavit of Truth/Todd White

(See attached California Notarization)?

See Attached Notarial Certificate

CC: Dist. #1 Supervisor John Hidahl
Dist. # 3 Wendy Thomas
Dist. #4 Supervisor Lori Parlin
Dist. # 5 Supervisor Sue Novasel
EDC HR Director, Joseph Carruesco
District Attorney Vern Pierson
Media and other interested parties

CALIFORNIA JURAT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA }

COUNTY OF El Dorado

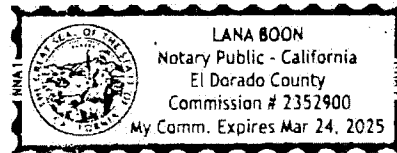
Subscribed and sworn to (or affirmed) before me on this 27th day of May, 2021
Date Month Year

by Melody Lane

Name of Signers

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature: Lana Boon
Signature of Notary Public



Seal

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent attachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Affidavit Declaration of Truth

Document Date: May 27, 2021

Number of Pages: 7

Signer(s) Other Than Named Above: _____

AFFIDAVIT/DECLARATION OF TRUTH

Todd White, Administrative Assistant District #2
El Dorado County Board of Supervisors
330 Fair Lane
Placerville, CA 95667

I, Melody Lane, the undersigned, make this Affidavit/Declaration of Truth of my own free will, and I hereby affirm, declare and swear, under my oath and under the pains and penalties of perjury under the laws of the United States of America and of this state, that I am of legal age and of sound mind and hereby attest that the statements, averments and information contained in this Affidavit/Declaration are true and correct to the best of my knowledge.

This Affidavit/Declaration of Truth is lawful notification to you, Todd White, and is hereby made and sent to you pursuant to the national Constitution, specifically, the Bill of Rights, in particular, Amendments I, IV, V, VI, VII, IX and X, and The Bill of Rights of the California Constitution, in particular, Article 1, Sections 1, 2, 3, 9, 10, 11, 21, 23 and Article 3, section 1, which requires your written rebuttal to me, in kind, specific to each and every point of the subject matter stated herein, within 15 days, via your own sworn and notarized affidavit, using true fact, valid law and evidence to support your rebuttal of the specific subject matter stated in this Affidavit/Declaration.

You are hereby noticed that your failure to respond, as stipulated, and rebut, with particularity and specificity, anything with which you disagree in this Affidavit/Declaration, is your lawful, legal and binding tacit agreement with and admission to the fact that everything in this Affidavit/Declaration is true, correct, legal, lawful, and fully binding upon you in any court in America, without your protest or objection and that of those who represent you. Your silence is your acquiescence. See: *Connally v. General Construction Co.*, 269 U.S. 385, 391. Notification of legal responsibility is "the first essential of due process of law." See also: *U.S. v. Tweel*, 550 F. 2d. 297. "Silence can only be equated with fraud where there is a legal or moral duty to speak or where an inquiry left unanswered would be intentionally misleading."

Any act committed by you, Todd White, acting as Administrative Assistant to District #2 Supervisor George Turnboo, either supports and upholds the Constitutions, national, and state, or opposes, and violates them. Your oath of office requires you to support and uphold the national and state Constitutions, and therefore you are constitutionally mandated to abide by that oath in the performance of your official duties. You have no Constitutional authority, or any other form of valid, lawful authority, to oppose and violate the very documents to which you swore or affirmed your oath and under which you were delegated by the people the limited authority to conduct the duties of your office. These three above stated positions are true, factual, lawful and constitutionally ordained.

However, despite the above-stated factual, lawful positions, your unconstitutional actions, as described throughout this Affidavit/Declaration of Truth, clearly demonstrate how you, Todd White, have violated all of the above lawful positions, the Constitutions, your oath of office, acted against the public good by violating the public trust and committing sedition and insurrection. Pursuant to your unlawful and unconstitutional actions, you have invoked the self-executing Sections 3 & 4 of the 14th Amendment to the national Constitution, thereby have lawfully vacated your office and forfeited all benefits thereof, including salary and pension. Please note that, as stated above and below, if you fail to specifically rebut, in kind, any of the charges, claims and positions set forth in this Affidavit/Declaration, then, you tacitly admit to them, and these admissions will be lawfully used against you. The following paragraphs and others throughout this Affidavit/Declaration describe some of your unlawful, unconstitutional actions, which have harmed me:

CLAIMS AND AVERMENTS:

1. You, Todd White, are a public servant whose salary is paid for via my tax dollars; therefore you work for me and the other tax paying Citizens of El Dorado County. A Public Records Act request revealed that your oaths of office were signed and witnessed on January 4, 2021.

“The Oath of Office is a quid pro quo contract in which clerks, officials, or officers of the government pledge to perform (Support and uphold the United States and State Constitutions) in return for substance (wages, perks, benefits). Proponents are subjected to the penalties and remedies for Breach of Contract, conspiracy under Title 28 U.S.C., Title 18 Sections 241, and 242, treason under the Constitution at Article 3, Section 3, and intrinsic fraud...”

All actions by public employees conducted in the performance of their official duties either support and defend the national and state Constitutions, or oppose and violate them. It is my Right and duty to demand, that you and other government officials uphold their oaths to the Constitution(s) and abide by all constitutionally-imposed mandates of their oaths. This is an unenumerated Right guaranteed in the Ninth Amendment, which I hereby claim and exercise.

2. The public is entitled to honest services. Whether by your own volition, or under the direction and influence of Andy Nevis, President of the Taxpayers Association, you conspired with others to deprive me of honest services and the exercise of my right to access records. In particular was your refusal to provide me with the minutes identifying the participants in the illicit tribunal held at the request of Andy Nevis on January 9, 2021 at Ponderosa High School pertaining to the November 5, 2020 incident during the Taxpayers Association meeting involving Sheriff D’Agostini and his former staff member, Stacy Walls. At that time the Sheriff, Chris Payne, and Ms. Walls and her daughter had created a scene when I lawfully, and **silently**, served the Sheriff with three notifications in the form of Affidavits of Truth relevant to EDSO misconduct. I have a right to know who my accusers are, and it is my understanding that you participated in the illicit January 9th tribunal for the specific purpose of my character assassination. As Secretary of the Association, you are required to maintain minutes of all meetings, including names of participants, and make them available for public inspection.

5. On multiple occasions I have requested from you a copy of the spontaneous check issued January 7, 2019 in the amount of \$2,000 to Janine D'Agostini's *non-existent* organization, Thrive. However, my lawful requests to examine those records were met with silence and your outright disdain. Your conduct highly suggests that the Association has something to hide, and in so doing you have undermined the public trust. In this way, I was deprived of my constitutionally guaranteed rights secured in the First Amendment, and the corrupt status quo is therefore protected and maintained. *See U.S. v. Tweel above.*
6. You are aware that I have been a member of the Taxpayers Association since 2008, and in 2009 I founded a whistleblower organization, Compass2Truth. The Association has, among others, the following Policies and Procedures by which you are required to lawfully abide: **Member Ethics, Conflict of Interest, Whistleblowers, Non-discrimination, Retaliation, and Retention of Records.** Your unlawful actions against me have been mocked and supported by members of the Association and by public officials as made evident by the below email received from former President of the Association and Senior Services attorney Al Hamilton:

From: **Al Hamilton** [mailto:alhamilton.us@gmail.com]
Sent: Monday, January 15, 2018 4:08 PM
To: Melody Lane
Subject: Re: Taxpayers schedule of speakers & policies

Todd now you are the bad guy. hahaha

On Mon, Jan 15, 2018 at 3:29 PM, Melody Lane <melody.lane@reagan.com> wrote:
Todd,

The primary Object of the Taxpayers Association is “the maintenance of a forum within which to study the issues of government and the **problems** of those who are governed...through ongoing weekly discourse that will be open to members of the Association, the public, and those who govern...to reveal and understand the true costs of government and to encourage awareness of individual responsibility...and be involved in the process of governance to help insure that the blessings of freedom shall be forever perpetuated.”

This morning was the 8th time I reminded you to include me in the monthly distribution of ALL communications, yet you disrespectfully ignored those requests and your obligations to members as Secretary of the Association. **Whether you are acting under your own accord or at the encouragement of other directors, that does not bode well regarding your character and moral turpitude as a candidate for public office.**

Please take note:

El Dorado County Personnel Rules, Part 1 – Code of Ethics & Commitment to County Public Service 101 through 110:

County officers and employees serve for the benefit of the public. They shall uphold and adhere to the Constitution of the United States, the Constitution of the State of California, and the Charter of the County of El Dorado as well as County rules, regulations and policies, and shall carry out impartially the laws of the nation, state and County. In their official acts, they shall discharge faithfully their duties, recognizing that the public interest is paramount. **All County officers and employees must demonstrate the highest standards of morality and ethics consistent with the requirements of their positions and consistent with the law. You are expected to uphold these principles being ever conscious that public office is a public trust.**

EDC Policy #E-5 states in part, “Each employee of the County of El Dorado must refrain from conduct constituting unlawful discrimination, harassment, or retaliation.”

In addition to the monthly schedule of speakers, I request you immediately forward to me copies of the following written policies which the Bylaws states the organization is required to maintain:

- 1) Non-Discrimination Policy
- 2) Conflict of Interest Policy
- 3) Records Retention & Destruction Policy
- 4) Whistle Blower Policy
- 5) Mid-term Director Replacement Policy

For the record, on November 20th I received a phone call from the Criminal Investigation Unit of the Franchise Tax Board acknowledging my request for investigation into the Taxpayers Association and related correspondence concerning the State BAR investigation concerning Al Hamilton’s threats, discrimination, harassment and retaliation. Note Lori Parlin’s notarized affidavit is included in the attached recorded document; Kris Payne was one of four witnesses to the Hamilton threat incident. (See **Parlin affidavit attached as Exhibit A**)

Another example was during the July 30, 2018 meeting you refused to accept and enter into the record of the Association my written request to produce documents and include me in distributions of Association communications, including distribution of monthly schedule of speakers. You handed off my document to then-president Bill Carey who disdainfully remarked, *“You’re not welcome here, so why do you keep coming to these meetings?”* Subsequently I publicly addressed your unethical conduct during the Board of Supervisors meeting, *“If Todd can’t properly maintain the records of the Taxpayers Association, then how can he possibly be expected to handle the job of EDC Recorder-Clerk?”*

On another occasion when I inquired why Todd refused to send me Taxpayer correspondence, he replied, *“I don’t know. I’m not a computer expert. Stay away from me!”*

A more recent example was during the May 3, 2021 Business meeting of the Taxpayers Association attended by Supervisor Lori Parlin and Tax Assessor Karl Weiland, when I purposely confronted your blatant discrimination ever since you took over the responsibilities of Secretary of the Association. Of particular concern is your consistent silent treatment and refusal to provide me with correspondence and the monthly schedule of speakers which all members are entitled to receive. You and Andy Nevis deceptively avoided responding to me as you have during all other Business meetings when I have addressed these long-standing issues of deceit. After the meeting adjourned, in the presence of Gay Willyard and other witnesses, you again disrespectfully turned your back on me and refused to respond to my inquiries about your discriminatory attitude and deprivation of my rights. Further, by your obstructive actions against me, you demonstrated flagrant bias and discrimination against me in violation of equal protection and equal treatment under the law. Because of the breadth of federal anticorruption law, the **Institute for Local Government Public Service Ethics** strictly warns to avoid any temptation to walk closely to the line that divides legal from illegal conduct under state law, as well as **retaliating** against those who **whistle-blow**. By conspiring with others, you have violated the aforementioned Policies, thumbed your nose at State and Federal laws, and thus violated your oaths and my God-given rights as secured in the national Constitution and the Bill of Rights. *See USGC Title 18, Sections 241 and 242, respectively Conspiracy Against Rights and Deprivation of Rights Under Color of Law.*

7. One of the Objects of the Taxpayers Association states: *The Association shall monitor and be involved in the process of governance to help insure that the **blessings of freedom shall be forever perpetuated.*** You are cognizant of my active involvement in Capitol ministries, and that my family members are the founders of Calvary Chapel, the largest non-denominational church in America. On one occasion during a Taxpayers Association meeting which I personally audio recorded, you disrespectfully called me a “f***ing bitch.” During the audio recorded July 23, 2018 meeting you turned to other members of the Association and audibly stated, “*Don’t pay any attention to her. Just ignore her.*” During the last election cycle you claimed to be a deacon of your church. Since losing the election you procured a position working for Supervisor George Turnboo who professes to be pastor of a church. As a public servant and professing deacon, your moral turpitude and vulgar conduct is clearly against biblical standards and all public policy, making you unfit to hold any public office.

Further, any deceptive, obstructive enterprise undertaken by any public servant, such as you, that tends to weaken public confidence and undermines the sense of security for individual rights, is against the Supreme Law of the land and all other laws which comply with the state and national Constitutions. **Fraud**, in its elementary common-law sense of **deceit**, is the simplest and clearest definition of that word [483 U.S. 372] in the statute. *See United States v. Dial, 757 F.2d 163, 168 (7th Cir. 1985).*

8. Whenever constitutional violations are committed by public servants, such as you, there are constitutional remedies available to the people. Such remedies make those who violate their oaths, such as you have done, accountable and liable for their unconstitutional actions

conducted in perjury of their oaths. When public servants, such as you, take oaths, yet are ignorant of the constitutional positions and mandates to which they are bound by their oaths, and then fail to abide by them in the performance of their official duties, this suggests that they may have had no intention of ever honoring their oaths, and their signatures upon the oath documents constitute fraud. Fraud vitiates any action.

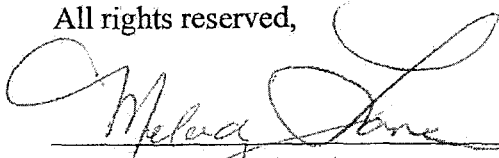
By your actions and in some cases, inaction, it is clear that you have violated on numerous occasions each and every one of the above provisions and in so doing, deprived me of my rights secured in the First Amendment, violated due process of law, defied the Constitutions, thereby perjured your oaths and invoked the self-executing Sections 3 & 4 of the 14th Amendment.

9. As herein described, by your actions you perjured your oaths, and your unlawful actions render you a renegade, with no protection or "immunity" of your office, thus you, as an individual, will be held personally accountable and liable for any and all harm you have inflicted upon me and my inherent, constitutionally secured rights. You acted in sedition and insurrection against the Constitutions, both national and state, and in treason against the People, in the instant case, me. By violating and perjuring your sworn oaths, you invoked the referenced Sections 3 & 4 of the 14th Amendment. *See: U.S. v. Guest, Ga. 1966, 86 S.Ct. 1170, 383 U.S. 745, 16 L.Ed 239.*

Lawful notification has been provided to you stating that if you, Todd White, do not rebut the statements, charges and averments made in this Affidavit/Declaration, then, you tacitly agree with and admit to them. Pursuant to that lawful notification, if you disagree with anything stated under oath in this Affidavit/Declaration of Truth, then rebut to me that with which you disagree, with particularity, within fifteen (15) days of receipt thereof, by means of **your own written, notarized affidavit of truth, based on specific, true, relevant fact and valid law to support your disagreement**, attesting to your rebuttal and supportive positions, as valid and lawful, under the pains and penalties of perjury under the laws of the United States of America and this state of California. An un-rebutted affidavit stands as truth and fact before any court. Your failure to respond, as stipulated, is your tacit agreement with and admission to the fact that everything in this Affidavit/Declaration of Truth is true, correct, legal, lawful, and is your irrevocable admission attesting to this, fully binding upon you in any court of law in America, without your protest, objection and that of those who represent you.

Affiant further sayeth naught.

All rights reserved,



Melody Lane, Affiant/Declarant
Founder, Compass2Truth
P.O. Box 598
Coloma, CA 95613

5/27/21
Date

Attachment: Exhibit A – Parlin Affidavit re: Al Hamilton threat

(See attached California Notarization)

See Attached Notarial Certificate

CC: Dist. #1 Supervisor John Hidahl
Dist. # 2 Supervisor George Turnboo
Dist. # 3 Wendy Thomas
Dist. #4 Supervisor Lori Parlin
Dist. # 5 Supervisor Sue Novasel
HR Director, Joseph Carruesco
Media and other interested parties

CALIFORNIA JURAT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA }

COUNTY OF El Dorado }

Subscribed and sworn to (or affirmed) before me on this 27th day of May, 2021
Date Month Year

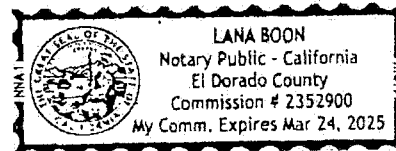
by Melody Lane

Name of Signers

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature: _____

Lana Boon
Signature of Notary Public



Seal

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent attachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Affidavit Declaration of Truth

Document Date: May 27, 2021

Number of Pages: 8

Signer(s) Other Than Named Above: _____

BELOW IS THE SWORN AFFADAVIT OF FACT BY LORI PARLIN,
THE WRITTEN RECORD OF EVENTS CONCERNING THE
TAXPAYERS ASSOCIATION OF EL DORADO COUNTY MEETINGS
ON NOVEMBER 7 AND 14, 2016

I, Lori Parlin, the undersigned, do solemnly swear, declare and depose:

- 1) That I am over the age of 18 years and competent to state to the matters set forth herein;
- 2) That I have personal knowledge of the facts stated herein
- 3) That all the facts stated herein are true, correct, and certain, admissible as evidence, and if called upon as witness, I will testify to their veracity.

On Monday, November 7, 2016, at the conclusion of the weekly Taxpayers meeting held at Denny's in Placerville, California, I was talking to Melody Lane while seated across the table from her. Out of the corner of my eye I noticed that Al Hamilton, the President of the Taxpayers Association, was approaching us from behind Ms. Lane. My first thought was that Mr. Hamilton was coming over to talk to me about the Association's refusal to give me an application for membership. Instead, Mr. Hamilton leaned forward, over Ms. Lane's shoulder, and gestured with his hand toward her purse. He then asked if her audio recorder was on, inside her purse. She replied no, it was off because the meeting was over and it was inside her purse. Mr. Hamilton proceeded to tell Ms. Lane that she could not record the meetings without announcing to the entire room that she was recording the meeting. Ms. Lane replied that the law was very clear that no such announcement is necessary when public officials are speaking. Ms. Lane then got up out of her chair to address Mr. Hamilton face to face. There was arguing between them about the audio recordings. At some point during the arguing Mr. Hamilton said that he would call the Sheriff and have Ms. Lane removed from the building for causing a disturbance. Finally, Mr. Hamilton threatened Ms. Lane by saying that he would see to it that her reputation was destroyed in the county. I was shocked to hear him make such a threat, especially his use of "I" and "destroy" in his language. Ms. Lane then asked if Mr. Hamilton was threatening her. He said, no, that was not a threat. I then asked what exactly he meant by those words because it also sounded like a threat to me. Mr. Hamilton then backpedaled from his original statement and said that Ms. Lane's own actions would ruin her reputation in the county. I don't remember exactly how the conversation ended because I was shaken up by Mr. Hamilton's threatening words and tone.

At the beginning of the weekly Taxpayers meeting on Monday, November 14, 2016, Mr. Hamilton made an announcement that Ms. Lane was audio recording the meeting. He went on to say that at the prior meeting he had simply stated that he would call the Sheriff if Ms. Lane causes a disturbance during meetings. At some point during the meeting, Mr. Hamilton jokingly asked the group if he should take a vote to decide whether Ms. Lane was causing a disturbance. Given his threats the week prior, Mr. Hamilton's suggestion to call the Sheriff to remove Ms. Lane from the room appeared to be an intimidation tactic.

#

I, Lori Parlin, the Undersigned Affiant, depose and certify being first duly sworn on oath according to law, deposes and says that I have written the forgoing with intent and understanding of purpose the 2 page Affidavit above and that the matters stated herein are true, correct, complete and just to the best of my information, knowledge and belief.

Lori Parlin

Lori Parlin

11-28-16

Date

Notary Public for California

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

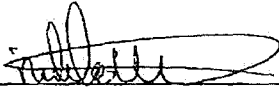
State of California
County of EL DORADO

Subscribed and sworn to (or affirmed) before me on this 28th
day of November, 2016, by LOZI A. PACHO

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



(Seal)

Signature 

From: Melody Lane [mailto:melody.lane@reagan.com]

Sent: Friday, September 4, 2020 8:22 PM

To: 'JAMES SWEENEY'; 'trisha.sweeney@edcgov.us'; Sweeney, Trish (Trish.Sweeney@asm.ca.gov)

Cc: Frank Bigelow (Frank.Bigelow@asm.ca.gov); Masingale, Katie (Katie.Masingale@asm.ca.gov); Hannah.Ackley@asm.ca.gov

Subject: RE: Innuendos! = Sweeney rebuttal

Jack and Trish,

I am amazed that the mere mention of the name Sweeney would elicit such a vitriolic message from you. I'm stymied by your remark, "All that you suggest I have done has been public and correct." What's that supposed to mean??? Furthermore, I've not made any "challenges, innuendos, castigations, or attacks" against you or your family members. Exactly what "public diatribe about us" were you referring to???

As far as attempting to help me, I honestly have no idea what you are talking about.

It baffles me why you use terminology describing yourself as "tolerant" of my "continuing diatribes" causing "many to become dis-interested in our system of government." It appears you are actually referring to the disintegration of the Taxpayers Association. People are indeed disgusted with the proliferation of public officials who are complicit in the corruption of our system of government. Everyone knows they have no intention of being transparent, accountable, doing what is lawful, or honoring their oaths of office. I'm the only one who has the cajones to call it what it really is: Taxpayers is a fraudulent GOBs club.

Compass2Truth was initially founded in 2009 as a whistleblower organization, so the very nature of our mission is to expose government corruption. Everything Compass2Truth does is based upon truth, fact, evidence and valid law. As its founder, you know perfectly well that I've been subjected to plenty of government retaliation, assaults, intimidation tactics, and overt threats. So have the Wades at Chili Bar. That was one of the purposes of our January 2018 meeting with Assemblyman Bigelow and his Legislative Director Hannah Ackley. Bigelow knew he was required by law to take action on the crimes we reported to him. That's why he summoned his Chief of Staff, Katie Masingale, and promptly ordered her to shut the door.

Bigelow betrayed our trust and violated his Constitutional oaths of office. Essentially he committed "legislative violence" upon constituents by failure to properly and constitutionally use his legislative authority to resolve our complaints and charges. He instigated Don Ashton's unlawful order to block my ability to communicate electronically with county staff. You, of all people, should know that political bigotry and abuse of the public trust damages all citizens and their inherent secured rights.

Notarized affidavits serve as notifications of legal responsibility which is the first essential of due process of law. An un rebutted affidavit stands as truth in any court in America. As far as communicating the issues, you received a courtesy copy of the un rebutted affidavit received by Bigelow and his staff members. It was entered into the public record during the 8/14/18 BOS meeting in case you need to refer to it. You also received courtesy copies of un rebutted affidavits addressed to Al Hamilton, CAO Don Ashton, Supervisor Brian Veerkamp, Sheriff D'Agostini, Vickie Sanders, Kris Payne, and several other public officials. You had plenty of opportunity to say something if you had any issues pertaining to those documents, but you didn't.

To fully understand my remarks during the 9/1 BOS agenda Item #29 concerning the Parks and Rec presentation made by Vickie Sanders, you would need to watch the August 20th PRC video and read the factual evidence entered into the public record which included the Asm. Bigelow and Kris Payne affidavits. However, the video and the draft minutes from the 8/20 PRC meeting still have not yet been posted to the EDC calendar as required by law. Consequently the BOS voted 4:1 to approve the CA State Parks grant-funded item #29 when they had no legal authority to do so.

Regarding Trish's temporary position working for EDC Parks and Rec, your daughter-in-law was a witness to the illegitimate August 20th Parks & Rec Commission meeting. Trish knows the PRC failed to lawfully abide by requirements of the Brown Act. Staff informed me that Trish is responsible for posting the PRC minutes/video to the calendar. She also has direct knowledge of what transpired relative to our meeting with Bigelow. It's a conflict of interest that makes Trish complicit in government fraud. The Rules Committee should know that.

Everyone knows I am intolerant of dishonesty and intimidation tactics by bully-bureaucrats who would attempt to deprive me of my God-given liberties. You are not a lawyer, nor are you Trish's mouthpiece, yet you ambiguously alluded to "public diatribes and attacks" against both of you. Then you intimidated "repercussions" for something I didn't do. That sure sounds like a threat to me.

Since you raised the challenge in writing, please make your specific charges against me in writing and include a detailed explanation of the type of "repercussions" you referred to. Trish is a big girl, so she can speak for herself without any help from you.

BTW...more Bureaucratic Shenanigans from Bigelow's office:

Melody Lane
Founder – Compass2Truth

"Resistance to tyranny becomes the Christian and social duty of each individual...Continue steadfast and, with a proper sense of your dependence on God, nobly defend those rights which heaven gave, and no man ought to take from us." ~ John Hancock ~

From: JAMES SWEENEY [mailto:jamesweeney@comcast.net]
Sent: Wednesday, September 2, 2020 4:02 PM
To: melody.lane@reagan.com
Subject: Innuendos!

Melody:

From time to time I have attempted to help you. I have also been tolerant of your continuing to speak as though you are the only person in this county that can judge what others are doing. Your continuing diatribe are causing many to become dis-interested in our system of government.

As for me and for my family you must stop castigating us! If you believe there is a problem with anything we are doing or have done, you should communicate that issue to us and we could respond.

All that you suggest I have done has been public and correct.

Trish has received the approval of the Rules Committee to take on the County job as she only works part time for the State.

If you have some challenge to make to either of us, please do so in writing. Otherwise you must stop your public diatribe about us. And, by the way, I left office at the end of 2012 and am no longer a public figure that you can attack without there being repercussions.

Best for all if you just leave us alone; Please.

Jack

